

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-SEVENTH LEGISLATURE

NINETY-SIXTH LEGISLATIVE DAY
FRIDAY, APRIL 11, 2003

Senate Chamber

President Risch called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senators Bunderson, Cameron, Noble, Pearce, Stegner, Stennett, and Sweet, absent and excused.

Prayer was offered by Chaplain Gene Arnold.

The Pledge of Allegiance was led by Brittany Jensen, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

Senators Bunderson, Stegner, Stennett, and Sweet were recorded present at this order of business.

On request by Senator Darrington, granted by unanimous consent, the daily Senate Journal for April 10, 2003, Page 397, was corrected to reflect that the language in the Statement of Legislative Intent for **H 391**, second paragraph, line four, read "only those fields upon which the crop residue is present..."

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of April 10, 2003, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

April 11, 2003

The JUDICIARY AND RULES Committee reports that **SR 105** has been correctly printed.

DARRINGTON, Chairman

SR 105 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

April 10, 2003

The JUDICIARY AND RULES Committee reports that **S 1073**, as amended in the House, has been correctly enrolled.

DARRINGTON, Chairman

The President announced he was about to sign Enrolled **S 1073**, as amended in the House, and when so signed, ordered it transmitted to the House for the signature of the Speaker.

April 11, 2003

The HEALTH AND WELFARE Committee reports out **H 394** with the recommendation that it do pass.

BRANDT, Chairman

H 394 was filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senators Noble and Pearce were recorded present at this order of business.

Having voted on the prevailing side and proper notice having been served, Senator Noh moved, seconded by Senator Hill, that the vote by which **H 386**, as amended, failed to pass the Senate be now reconsidered. The motion to reconsider prevailed by voice vote and **H 386**, as amended, was placed before the Senate for final consideration.

The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bunderson, Burkett, Calabretta, Compton, Darrington, Gannon, Hill, Ingram, Kennedy, Kumm (Malepeai), Little, Lodge, McKenzie, McWilliams, Noh, Schroeder, Sorensen, Stegner, Stennett, Werk. Total - 20.

NAYS--Andreason, Bailey, Brandt, Burtenshaw, Cameron, Davis, Geddes, Goedde, Keough, Marley, Noble, Pearce, Richardson, Sweet, Williams. Total - 15.

Total - 35.

Whereupon the President declared **H 386**, as amended, passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Davis, granted by unanimous consent, **H 264** and **H 317**, having been held, retained their place on the Third Reading Calendar for Tuesday, April 15, 2003.

H 294 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Kumm (Malepeai), Little, Lodge, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 294** passed, title was approved, and the bill ordered returned to the House.

H 395 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ingram arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Bunderson, Burtenshaw, Cameron, Darrington, Davis, Gannon, Hill, Ingram, Kennedy, Little, Lodge, McKenzie, McWilliams, Noble, Pearce, Richardson, Sorensen, Sweet, Williams. Total - 20.

NAYS--Andreason, Bailey, Burkett, Calabretta, Compton, Geddes, Goedde, Keough, Kumm (Malepeai), Marley, Noh, Schroeder, Stegner, Stennett, Werk. Total - 15.

Paired and voting included in roll call:

AYE - Noble NAY - Kumm (Malepeai)

Total - 35.

Whereupon the President declared **H 395** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 1:15 p.m. until the hour of 10:30 a.m., Monday, April 14, 2003.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary

